



293/008 Cont.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Thomas J. Bachinski et al.
Application No.: 09/406,575 Confirmation No.: 1763
Filed : September 24, 1999
For : MEDICAL GRAFTING CONNECTORS AND FASTENERS
Group Art Unit : 3738
Examiner : Paul Prebilic
Hon. Commissioner for Patents
Washington, D.C. 20231

#76
(42)

01/15/2002 03:00:00 00000002 061075 09406575

TERMINAL DISCLAIMER
UNDER 37 C.F.R. § 1.321(b,c)

01 FC:215 01 FC:01 CH

Sir:

St. Jude Medical Cardiovascular Group, Inc.

(hereinafter "St. Jude"), a corporation of the State of

Minnesota and having an office and place of business at 701
12/23/2001 09:00:00 00000109 09406575
01 FC:215

Decatur Avenue North, Suite 202, Minneapolis, Minnesota

Assignee of record of the entire right, title, and
554275

interest in and to U.S. patent 6,036,702 and U.S. patent
application No. 09/406,575, filed September 24, 1999, by
virtue of an assignment from the inventors and recorded in
the Patent and Trademark Office at Reel 08529, Frames 0245-
0248 to Vascular Science, Inc., a corporation of the State
of Minnesota (hereinafter "Vascular Science") and by virtue
of the change of name of Vascular Science to St. Jude, as
evidenced by a change of name document recorded in the

12/23/2001 09:00:00 00000109 09406575

01 FC:215 01 FC:01 CH

Patent and Trademark Office at Reel 010395, Frames 0890-0893.

The undersigned, on behalf of St. Jude, hereby disclaims the terminal portion of the term of any patent to be issued on U.S. patent application No. 09/406,575 that would extend beyond the expiration date of the full statutory term of U.S. patent 6,036,702.

The undersigned, on behalf of St. Jude, further agrees that any patent to be granted on U.S. patent application No. 09/406,575 shall be enforceable only for and during such period as the legal title to such patent shall be the same as the legal title to said U.S. patent 6,036,702, this agreement to run with any patent to be granted on U.S. patent application No. 09/406,575 and to be binding upon the grantee of such patent and its successors and assigns.

The undersigned, on behalf of St. Jude, does not disclaim any terminal part of the term of any patent to be granted on U.S. patent application No. 09/406,575 prior to the expiration date of the full statutory term of said U.S. patent 6,036,702 in the event that said U.S. patent 6,036,702: (a) expires for failure to pay a maintenance fee, (b) is held unenforceable, (c) is found invalid, (d) is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321(a,b), (e) has all claims cancelled by a reexamination certificate, or (f) is otherwise terminated prior to expiration of its statutory term, except

for the separation of legal title stated above.

The undersigned hereby states and certifies that:

1. He is an attorney of record in the above-identified patent and patent application and is authorized to act on behalf of the assignee corporation in connection with said patent and said application; and

2. The relevant evidentiary documents have been reviewed and, to the best of the undersigned's and assignee's knowledge and belief, title to patent application No. 09/406,575 is in the assignee.

St. Jude Medical Cardiovascular Group, Inc.
(A Corporation of Minnesota)

Date: Dec. 14, 2001 By: Robert R. Jackson
Robert R. Jackson
Registration No. 26,183
Attorney for Applicants
and Assignee
FISH & NEAVE
Customer No. 1473
1251 Avenue of the Americas
New York, New York 10020-1104
Tel.: (212) 596-9000

I Hereby Certify that this
Correspondence is being
Deposited with the U.S.
Postal Service as First
Class Mail in an Envelope
Addressed to:
COMMISSIONER FOR
PATENTS P.O. Box 2327
ARLINGTON, VA 22202 on

December 14, 2001
Lillian Garcia

Lillian Garcia
Signature of Person Signing